

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JERRY E. SPICER,

Plaintiff,

V.

JOSEPH LEHMAN,

Defendant.

Case No. C06-5132FDB

ORDER TO SHOW CAUSE

This case has been referred to United States Magistrate Judge Karen L. Strombom pursuant to 28 U.S.C. § 636(b)(1) and Local MJR 3 and 4. This matter comes before the Court on plaintiff's filing of a motion to proceed *in forma pauperis* and a civil rights complaint under 42 U.S.C. § 1983. Plaintiff is currently detained at the Washington State Department of Social and Health Services' ("DSHS") Special Commitment Center ("SCC"), located at McNeil Island. To file a complaint and initiate legal proceedings, plaintiff must pay a filing fee of \$250.00 or file a proper application to proceed *in forma pauperis*.

On March 7, 2006, the Clerk received plaintiff's complaint and motion to proceed *in forma pauperis*. (Dkt. #1). Plaintiff states in his motion that he earns \$214.00 every two weeks working for DSHS at the SCC. He also states that he has greater than \$4,000.00 in total current debts. Plaintiff does not explain, however, what those debts are, or to what extent he is legally obligated to re-pay those debts and in what amounts and how often he is required to make such payments, if any. As such, the

1 undersigned is unable to determine his eligibility for *in forma pauperis* status. Plaintiff, furthermore, did
2 not print his name in the blank space provided therefore on the first page of his motion, in which he
3 declares the truth and correctness of the information contain therein.

4 Accordingly, this Court orders the following:

5 (1) Plaintiff shall seek to cure these deficiencies by filing **no later than May 10, 2006**, a new
6 motion and/or application to proceed *in forma pauperis* completed in full (including setting
7 forth his name where appropriate), and containing a detailed explanation of the nature and
8 extent of his current total debts as discussed above.

9 **Failure to cure these deficiencies by the above date shall be deemed a failure to**
10 **properly prosecute this matter and the Court will recommend dismissal of this**
11 **matter.**

12 (2) The Clerk is directed to send a copy of this Order to plaintiff.

13 DATED this 10th day of April, 2006.



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15 Karen L. Strombom
16 United States Magistrate Judge
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